

JANICE K. BREWER

Governor



HERBERT R. GUENTHER

Director

ARIZONA DEPARTMENT OF WATER RESOURCES

3550 North Central Avenue, Second Floor
PHOENIX, ARIZONA 85012-2105
(602) 771-8500

Via US Mail

March 30, 2009

Mary A. Campbell
Griffin Family Limited Partnership
PO Box 1769
Somerton, Arizona 85350

Water Report #53-700487.0000

Water provided by: Dry lot (individual wells) pursuant to individual agreements between lot purchasers and Yuma Irrigation District

Subdivision Name: Griffin Subdivision

Water Type: Colorado River water withdrawn within the Colorado River contract service area of Yuma Irrigation District

Owner: Griffin Family Limited Partnership, an Arizona limited partnership

Number of lots: 8

County: Yuma

Township 8 South, Range 22 West, Sec. 30

Basin: Yuma

Annual Water Demand: 51.92 acre-feet per year

Dear Ms. Campbell:

Pursuant to A.R.S. § 45-108, the Department of Water Resources has reviewed the available information pertaining to the water supply for the above-referenced subdivision. This letter constitutes the Department's report on the subdivisions water supply as required by A.R.S. § 45-108(A).

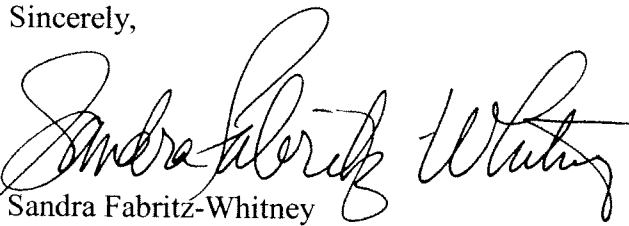
Adequacy of the 100-year water supply was reviewed by the Department with regard to physical, legal and continuous availability, water quality, and financial capability. Information available to the Department indicates that the applicant has satisfied the adequate water supply requirements

as set forth in A.A.C. R12-15-701 *et seq.* Therefore, the Department of Water Resources finds the water supply to be adequate to meet the subdivision's projected needs. Any material change to the subdivision plat or its water supply plans may invalidate this decision. See A.A.C. R12-15-708.

Pursuant to A.R.S. § 41-1092.03, the Department is notifying you that the Director's determination and decision to issue this Water Report is This is an appealable agency action. You are entitled to appeal this action. If you wish to appeal this action, you must file a written appeal within thirty (30) days from receipt of this letter. I am providing you with a summary of the appeal process and an appeal form, should you elect to pursue this option.

This letter is being forwarded to you as required by A.R.S. § 45-108. This law requires the developer to hold the recordation of the subdivision's plat until receipt of the Department's report on the subdivision's water supply. By copy of this report, the Yuma County Recorder is being officially notified of the developer's compliance with the law. If you have any questions, please contact Rick Obenshain at 602-771-8622.

Sincerely,



Sandra Fabritz-Whitney
Assistant Director
Water Management Division

SFW/rbo

Attachment

cc: **Via Electronic Mail**

Cindy Ferrin, Az. Dept. of Real; Estate
Yuma County Planning and Zoning
Yuma County Recorder
Vianey R. Vega, Edias Engineering
Wade Noble, Attorney for Yuma Irrigation District
Rick Obenshain, Office of Assured and Adequate Water Supply

ARIZONA DEPARTMENT OF WATER RESOURCES

NOTICE OF RIGHT TO APPEAL AGENCY ACTION

I. Right to Request Hearing

You have the right to request a hearing on the agency action described in the enclosed letter. To request a hearing, you must file a notice of appeal with the Docket Supervisor, Arizona Department of Water Resources, 3550 North Central Avenue, Fourth Floor, Phoenix, Arizona 85012 within thirty (30) days from the date of your receipt of this letter. A Notice of Appeal form is enclosed. Pursuant to A.R.S. § 41-1092.03, the grounds for appeal by a party who will be adversely affected by the agency action and who exercised a right to comment on the action provided by law or rule is limited to the issues raised in the party's comments.

If you file a timely notice of appeal, a hearing will be scheduled and you will be given written notice of the time and place for the hearing at least thirty (30) days before the hearing date. The date scheduled for the hearing may be advanced or delayed on the agreement of the Department and the parties to the action or on a showing of good cause. **If no party files a notice of appeal within thirty days from the date of receipt of the enclosed letter, the agency action described in the letter will become final and will not be subject to judicial review.**

II. Right to Request Informal Settlement Conference

If you file a timely notice of appeal as described above, you will have the right to request an informal settlement conference. A request for an informal settlement conference must be in writing and must be filed with the Docket Supervisor, Arizona Department of Water Resources, 3550 North Central Avenue, Fourth Floor, Phoenix, Arizona 85012 not later than twenty (20) days before the hearing date. The enclosed Notice of Appeal form includes a place for you to request an informal settlement conference. If you file a timely request for an informal settlement conference, the Department will give you written notice of the time and place for the settlement conference. An informal settlement conference must be held within fifteen (15) days after the request is filed.

If an informal settlement conference is held, a person with the authority to act on behalf of the Department will represent the Department at the conference. The parties participating in the settlement conference will waive their right to object to the participation of the Department's representative in the final administrative decision. Statements, either written or oral, made by the appellant at the conference, including a written document, created or expressed solely for the purpose of settlement negotiations, are inadmissible in any subsequent administrative hearing.

III. Agency Contact Person

If you have any questions regarding the appeals process, or the process for requesting an informal settlement conference, please contact Kathleen Donoghue, Docket Supervisor, at (602) 771-8472.

ARIZONA DEPARTMENT OF WATER RESOURCES

NOTICE OF APPEAL OF AGENCY ACTION

1. Party filing this notice of appeal:

Name: _____
Address: _____
Phone No: (____) _____

2. The following action of the Department of Water Resources is being appealed:
(Please attach a copy of the letter which advised you of the action.)

3. The following is a concise statement of the reason(s) for the appeal:
(If you need additional space, please attach a separate page. Note: Pursuant to A.R.S. § 41-1092.03, the grounds for appeal by a party who will be adversely affected by an agency action and who exercised a right to comment on the action provided by law or rule is limited to the issues raised in the party's comments.)

4. Pursuant to A.R.S. § 41-1092.06, the appealing party may request an informal settlement conference. Such a request must be made no later than 20 days before the hearing. If an informal settlement conference is requested, the conference will be held within 15 days after the request is received by the agency.

The person filing this notice of appeal requests an informal settlement conference at this time
(check one):

Yes _____ No _____

Note: A person who participates in an informal settlement conference waives the right to object to the participation of the Department's representative in the final administrative decision. A.R.S. § 41-1092.06(B).

5. _____ Date: _____
Signature of filing party

Print or type name

Include title if applicable

FILING OF FORM: A party who desires to file a notice of appeal must complete this form and file it with the Docket Supervisor, Arizona Department of Water Resources, 3550 North Central Avenue, Fourth Floor, Phoenix, Arizona 85012 within thirty (30) days after the date the party received notice of the appealable agency action.